

MANATT, PHELPS & PHILLIPS, LLP
RONALD S. KATZ (California Bar No. 085713)
E-mail: rkatz@manatt.com
RYAN S. HILBERT (California Bar No. 210549)
E-mail: rhilbert@manatt.com
1001 Page Mill Road, Building 2
Palo Alto, CA 94304-1006
Telephone: (650) 812-1300
Facsimile: (650) 213-0260

Attorneys for Defendant and Counter-Claimant

UNITED STATES DISTRICT COURT
NORTHERN DISTRICT OF CALIFORNIA
SAN FRANCISCO DIVISION

VISA U.S.A. INC.

Plaintiff

vs.

MARITZ INC. d/b/a MARITZ LOYALTY
MARKETING,

Defendant.

AND RELATED COUNTERCLAIMS

CIVIL ACTION NO. C07-5585 JSW

DECLARATION OF RYAN S. HILBERT IN
SUPPORT OF MARITZ INC.'S
MISCELLANEOUS ADMINISTRATIVE
REQUEST TO CONTINUE THE HEARING
DATE ON VISA U.S.A. INC.'S MOTION TO
COMPEL ARBITRATION AND *EX PARTE*
APPLICATION FOR DISCOVERY

1 I, Ryan S. Hilbert, declare as follows:

2 1. I am an associate with Manatt, Phelps & Phillips, LLP, attorneys of record for
3 Defendant Maritz Inc. d/b/a Maritz Loyalty Marketing ("Maritz"), in the above-captioned matter.
4 The facts below are true and correct and within my own personal knowledge. If called on to
5 testify to them, I could and would competently do so.

6 2. Attached hereto as Exhibit A is a true and correct copy of an e-mail string dated
7 January 10-11, 2008 between counsel for each of the parties.

8 3. Attached hereto as Exhibit B is a true and correct copy of an e-mail string dated
9 between November 30, 2007 and December 7, 2007 among counsel for each of the parties. This
10 e-mail string is the e-mail to which Mr. Thompson refers in his e-mail dated January 10, 2008
11 (which is included in the e-mail string attached as Exhibit A hereto).

12 I declare under penalty of perjury under the laws of the United States of America and the
13 State of California that the foregoing is true and correct and that this declaration was executed on
14 January 11, 2008.

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16 /s/ Ryan S. Hilbert
Ryan S. Hilbert
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